

Adopted	Rejected
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## COMMITTEE REPORT

YES:	8
NO:	0

### MR. SPEAKER:

*Your Committee on* Public Safety and Homeland Security, to which was referred Senate Bill 67, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
- 2 paragraph and insert:
- 3 "SECTION 1. IC 36-8-16.5-24 IS AMENDED TO READ AS
- 4 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 24. **(a)** The board shall
- 5 select a third party to audit the fund every two (2) years to determine
- 6 whether the fund is being managed in accordance with this chapter. The
- 7 board shall pay for an audit by the third party auditor as an
- 8 administrative cost of the board.
- 9 **(b) Every two (2) years, the board shall review wireless 911**
- 10 **service in Indiana, including the collection, disbursement, and use**
- 11 **of the wireless emergency enhanced 911 fee assessed under section**
- 12 **25.5 of this chapter. The purpose of the review is to ensure that the**
- 13 **911 fees:**
- 14 **(1) do not exceed the amount reasonably necessary to provide**
- 15 **adequate and efficient wireless 911 service; and**
- 16 **(2) are used only for the purposes set forth in this chapter.**

- 1     **The board shall adopt a review conducted under this subsection."**  
 2         Page 1, line 17, delete "39(a)(2)" and insert "**39(c)**".  
 3         Page 2, line 17, delete "recover" and insert "**be recovered**".  
 4         Page 4, line 26, after "chapter," insert "**all**".  
 5         Page 6, between lines 18 and 19, begin a new paragraph and insert:  
 6         "SECTION 7. IC 36-8-16.5-50 IS ADDED TO THE INDIANA  
 7         CODE AS A NEW SECTION AS FOLLOWS [EFFECTIVE JULY 1,  
 8         2005]: **Sec. 50. The utility regulatory commission may not exercise**  
 9         **jurisdiction over the:**  
 10             **(1) rates;**  
 11             **(2) terms; or**  
 12             **(3) conditions;**  
 13         **of CMRS service, including a CMRS mobile phone."**  
 14         Page 6, after line 20, begin a new paragraph and insert:  
 15         "SECTION 9. [EFFECTIVE JULY 1, 2005] **The wireless**  
 16         **enhanced 911 advisory board established by IC 36-8-16.5-18 shall**  
 17         **conduct:**  
 18             **(1) an initial review under IC 36-8-16.5-24(b), as amended by**  
 19             **this act, not later than June 30, 2006; and**  
 20             **(2) subsequent reviews under IC 36-8-16.5-24(b), as amended**  
 21             **by this act, every two (2) years thereafter."**  
 22         Re-number all SECTIONS consecutively.  
        (Reference is to SB 67 as printed February 4, 2005.)

**and when so amended that said bill do pass.**

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Representative Ruppel